

FORM PTO-1083

Mail Stop: AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



11w/1639  
Docket No.: 200.1079CON4  
Date: July 3, 2008

In re application of: Ronald M. BURCH, et al.  
Application No.: 10/056,348  
Filed: January 25, 2002  
For: ANALGESIC COMBINATION OF OXYCODONE AND NABUMETONE

Sir:

Transmitted herewith is a **Response to the Election of Species Requirement (7 pages)** in the above-identified application.

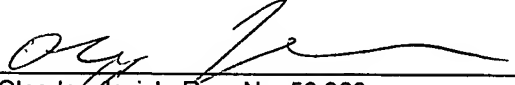
- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
- ☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
- ☐ No fee for additional claims is required.
- ☐ A filing fee for additional claims calculated as shown below, is required:

- ☒ Also transmitted herewith are:
  - ☐ Petition for three (3) months extension under 37 C.F.R. 1.136
  - ☒ Other: **Return postcard**

- ☐ Check(s) in the amount of **\$0.00** is/are attached to cover:
  - ☐ Filing fee for additional claims under 37 C.F.R. 1.16
  - ☐ Petition fee for three (3) months extension under 37 C.F.R. 1.136
  - ☐ Other:

- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

- ☐ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
Oleg Ioselevich, Reg. No. 56,963  
DAVIDSON, DAVIDSON & KAPPEL, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
Tel: (212) 736-1940  
Fax: (212) 736-2427

I hereby certify that the documents referred to as attached therein and/or transmitted herewith and/or fee(s) are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 3, 2008.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 

Naomi A. Krakower



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 10/056,348  
Applicant : Ronald M. BURCH, et al.  
Filed : January 25, 2002  
TC/A.U. : 1639  
Examiner : Sue Xu LIU  
Docket No. : 200.1079CON4  
Customer No. : 23280  
For : **Analgesic Combination of  
Oxycodone and Nabumetone**  
  
Docket No. : 200.1079CON4

Mail Stop: Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

July 3, 2008

**Response to the Election of Species Requirement**

Sir:

In response to the Office Action mailed June 4, 2008, Applicants submit the following:

**Amendments to the claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Arguments/remarks** begin on page 6 of this paper.